



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্ব দ্বাৰা প্ৰকাশিত

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GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

FOOD AND CIVIL SUPPLIES (A) DEPARTMENT

NOTIFICATION

The 29th April, 2023

No. E-221784/445.- Whereas it is expedient to ensure the regular supply of iodised salt for distribution to the general consumers of the State of Assam through the Public Distribution System network at a reasonable price; and

Whereas it is expedient to prevent any malpractice in the course of import, transitment, storage, package and sell of iodised salt brought or to be brought in the State from outside under the Zonal Quota.

The Governor of Assam in the greater interest of the public service, is hereby pleased to re-notify the Notification No. FSA.94/2000/73 Dated. 16th August, 2001 with partial modification by reconstituting the Scrutiny Committee, Selection Committee in Part V and Committee for fixation of price of iodised salt in Part VIII. The norms / guidelines for selecting the nominees for allotment of salt rakes for bringing iodised salt into the state of Assam and also for distributing the same through the Public Distribution System shall be as follows :-

PART I

ADVERTISEMENT

1. The State Government shall at the beginning of the year make an advertisement in at least two leading local daily newspapers inviting applications from the intending candidates for selection as nominees for the purpose of bringing, storing, packaging and distributing iodised salt of Zonal Quota through the Public Distribution System.

Provided that separate advertisement inviting application from the Experienced traders and the New Entrepreneurs shall be made and after selection, two separate lists-one for the Experienced Traders and the other for the New Entrepreneurs shall be made.

Explanation-In these norms/guidelines-

(a) Experienced Traders means and includes the traders who possesses a valid import license, have imported, stored and distributed at least one full rake of iodised salt earlier in the State and are having financial capability and infrastructure facilities to import at least one full rake of iodised salt from the West Coast (Gujrat) to the State of Assam :

Provided that the Central or the State Government undertakings namely NCCF, Food and Civil Supply Corporation, AGMC and STATEFED dealing in consumer goods like salt rice gram, pulses, edible oils, sugar etc., and having documentary proof in respect of their respective financial capability for bringing at least one full rake of zonal iodised salt from the West Coast (Gujrat) to the State of Assam and having valid import license issued by the Commissioner, Food, Civil Supplies and Consumer Affairs and Legal Metrology, Assam shall also be included in the category of the Experienced Traders.

(b) New Entrepreneurs means and includes the traders who have imported at least 8/10 wagons of iodized salt under a valid import license and have experience in carrying on the business of food stuff like salt, rice, pulses, sugar, edible oils, etc., at least for two successive years :

Provided that the persons who were not getting any allotment of rake/wagon earlier shall also be treated as New Entrepreneurs, if they fulfill the other conditions like possession of a valid import license, financial soundness certificate, godowns and experience in the business of food stuff like salt, pulses, rice, sugar, edible oils etc. at least for a period of two successive years and fulfill the other conditions as laid down in the advertisement.

2. The State Government may issue advertisement from time to time inviting applications for the selection of nominees of any of the categories, namely Experienced Traders and New Entrepreneurs, at least sixty days before the exhaustion of the existing select list, if any, in respect of that category.

3. The selection of nominees of either category shall be made from time to time in such a manner so that the in flow of iodized salt under the Zonal quota is neither disrupted nor disturbed causing inconvenience to the consumers or crating scarcity of the salt in the market.

4. The allotment of rakes/wagons to the nominees of the existing lists shall be exhausted before any allotment of rakes/wagons to nominee of the fresh list is made.

5. All applications for selection as nominees shall be affixed with Court Fee Stamp of Rs.8.25 and a recent passport size photograph of the applicant/proprietor and all the partners, if there is any.

6. The following terms and conditions amongst others shall be laid down in the advertisement inviting the applications :-

(a) Attested copy of the import license in respect of salt issued under the Assam Trade Articles (L&C) Order, 1982 along with proof of up-to-date renewal of the license shall be furnished by the applicant along with his application.

(b) Name of the firm and the detailed address of the registered office shall be furnished in block capital letters in the application.

(c) Names and addresses of the proprietor and other partners of the firm shall be furnished along with the application.

(d) Certificate regarding financial stability and capability of the firm or the person during the last two years issued by a nationalized bank or scheduled bank in his own name/firm's name stating the numbers of the accounts in the bank with total transaction statement up-to-date (that is, till the date of the advertisement) shall be accompanied with the application.

(e) Report of the past performance of the applicant, if any, regarding the import, sales and distribution or disposal of iodised salt and documentary authenticated proof thereof in respect of the year and the quarter in which the applicant was allotted salt rakes/wagons, if any, shall be accompanied.

(f) An affidavit sworn before a 1st class Magistrate to the effect that he was not convicted under any provision of the Essential Commodities Act, 1955 or the Prevention of Black Marketing and Maintenance of Supplies of Essential Commodities Act, 1980 and that no such case is pending against the applicant for violation of any provision of the aforesaid Acts or for the violation of any order/license issued under the provisions of the said Acts.

(g) An undertaking to the effect that the applicant has organized manpower and management and is capable of placing indent within the stipulated period with Railways and the Salt Commissioner.

(h) The application shall be duly signed by the applicant in full and if selected as nominee, the applicant shall execute an agreement with the Government of Assam before placement of any indent.

(i) Location with proof of existence and address of the godowns as stipulated in the license with up-to-date rent receipt in case of rented godown and all relevant detailed particulars in case of own godowns shall be furnished along with the application.

(j) Income-tax clearance certificate from the competent authority shall be furnished along with the application.

(k) Copies of the treasury challans as a proof of depositing income tax for the last three financial years shall be furnished along with the application.

(l) The application shall accompany an earnest money in the form of FDR pledged on behalf of Secretary to the Government of Assam, Food & Civil Supplies Department as follows :

For Experienced Traders Rs.10,000/- (Rupees Ten Thousand Only)

For New Entrepreneurs Rs.5,000/- (Rupees Five Thousand Only)

Provided that the earnest money shall be adjusted in due course at the time of taking the security deposit.

PART II

SECURITY DEPOSIT

7. The applicants after selection shall deposit security money in the form of NSC or KVP / Fixed Deposit receipt from any nationalized bank or the Assam Co-Operative Apex Bank at the time of executing the agreement in favour of the Secretary to the Government of Assam, Food & Civil Supplies Department at the following rate :-

Experienced Traders Rs.50,000/- (Rupees Fifty Thousand Only)

New Entrepreneurs Rs.20,000/- (Rupees Twenty Thousand Only)

PART III

DISQUALIFICATION

8. If any nominee fails to submit indent to the Railway Board with the security money in time or subsequently withdraws the indent or is found resorting to any unfair trade practices, causing great dislocation in regular supply of zonal iodised salt, such nominee shall be debarred from selection as nominee for a minimum period of three years. In such a case, the security money and the earnest money shall be forfeited to the State Government.

Provided that submission of any forged/false document like certificates showing sale and distribution of salt, experience certificates, financial soundness certificates, etc. shall also be treated as a disqualification of the applicant and shall make him liable for legal action.

Provided further that in any case of submission of forged/false document as mentioned above, if detected, such applicant shall be debarred from submitting any application for importing iodised salt for a minimum period of three years.

PART IV

DISTRIBUTION OF ZONAL SALT

9. The ratio of iodised salt under zonal quota shall be 70% for the Experienced Traders and 30% for the New Entrepreneurs out of the total annual allocation of rakes of iodised salt.

Provided that the State Government, shall have the right to keep at least 30% of the rakes in its own hands for making ad-hoc allotment for meeting any scarcity and shortage of iodised salt and to meet any exigency.

Provided further that out of the 30% ad-hoc allotment 20% shall be from the 70% quota of iodised salt earmarked for the Experienced Traders and 10% shall be out of the 30% quota of iodised salt earmarked for the New Entrepreneurs.

10. Immediately after arrival of rake, the nominee shall submit the arrival report to the State Government, Commissioner, Food, Civil Supplies, Consumer Affairs and Legal Metrology and the concerned Deputy Commissioner and Sub Divisional Officer within whose jurisdiction the rakes shall be unloaded and thereafter within seven days of the date of receipt of the arrival report; the Commissioner, Food, Civil Supplies, Consumer Affairs and Legal Metrology shall inform the allocation of each District and Sub-Divisions within the zone with copies to all Deputy Commissioners, Sub-Divisional Officers, Principal Secretaries of the Autonomous Councils and the State Government.

PART V

SELECTION COMMITTEE

11. A scrutiny committee with the following officers shall scrutinize the applications and the documents attached thereto and prepare a comparative statement for consideration by the Selection Committee.

- | | |
|--|------------------|
| 1. Joint Commissioner, Food, Civil Supplies,
Consumer Affairs and Legal Metrology, Assam
(Head Quarter) | Chairman |
| 2. Superintendent, Food, Civil Supplies,
Consumer Affairs and Legal Metrology
(Head Quarter) | Member Secretary |
| 3. Finance & Accounts Officer,
Commissionerate of Food, Civil Supplies,
Consumer Affairs and Legal Metrology | Member |
| 4. Senior most Inspector
Food, Civil Supplies,
Consumer Affairs and Legal Metrology
(Head Quarter) | Member |

12. A Selection Committee consisting of the following officials shall select the suitable persons/firms for allotment of rakes/wagons and also wagons to New Entrepreneurs among the applicants as per terms & conditions laid down in the advertisement.

- | | |
|---|------------------|
| 1. Commissioner, Food, Civil Supplies,
Consumer Affairs and Legal Metrology, Assam | Chairman |
| 2. Deputy Secretary/Under Secretary to the Govt.
of Assam, Food, Civil Supplies and Consumer
Affairs Department | Member |
| 3. Joint Commissioner, Food, Civil Supplies,
Consumer Affairs and Legal Metrology, Assam
(Head Quarter) | Member Secretary |
| 4. Superintendent, Food, Civil Supplies,
Consumer Affairs and Legal Metrology
(Head Quarter) | Member |

PART VI**CREATION OF ZONE IN THE STATE**

13. The existing zone created in the State comprising with some Districts for the purpose of accepting applications, unloading and distribution of zonal salt with is followed by this Department shall be as follows :-

<u>Zones</u>	<u>Districts comprising the zone</u>
Zone-A	Goalpara, Dhubri, Kokrajhar, Bongaigaon, Barpeta, Nalbari and Kamrup
Zone-B	Darrang, Sonitpur, Nagaon, Morigaon, Karbi Anglong, Lakhimpur and Dhemaji
Zone-C	Golaghat, Jorhat, Sivasagar, Dibrugarh and Tinsukia
Zone-D	North Cachar Hills, Cachar, Karimganj and Hailakandi

14. An applicant shall not be eligible to submit more than one application in respect of the advertisement and he shall have to clearly indicate the zone under which he applies for selection as a nominee. Applications received without indicating the zone or indicating more than one zone shall be summarily rejected.

15. After final selection, each nominee shall be required to execute and sign an agreement on non-judicial stamp paper agreeing with the terms and conditions as stated in the draft agreement form as at Annexure-A.

PART VII**UNLOADING STATIONS**

16. The unloading stations within each zone shall be as under :-

Zone-A	New Guwahati, Nalbari, Barpeta Road and New Bongaigaon
Zone-B	Tezpur, North Lakhimpur and Haibargaon
Zone-C	Dibrugarh, Tinsukia, Furkating and Jorhat
Zone-D	Silchar and Karimganj

PART VIII**FIXATION OF PRICE OF IODISED SALT**

17. There shall be a committee consisting of the following for the purpose of fixing the price of the iodised salt brought into the State under the zonal quota :-

- | | |
|--|------------------|
| 1. Commissioner, Food, Civil Supplies, Consumer Affairs and Legal Metrology, Assam | Chairman |
| 2. Salt Commissioner, Govt. of India Jaipur or his representative | Member |
| 3. Joint Commissioner, Food, Civil Supplies, Consumer Affairs and Legal Metrology, Assam | Member Secretary |
| 4. Two representatives from among the nominees to be selected by the Chairman with prior approval of Food, Civil Supplies and Consumer Affairs Department. | Members. |

18. Prices of crushed and powdered iodised salt shall be fixed by the Government from time to time in consultation with the Salt Commissioner, Government of India, Jaipur.

Provided that while determining the price, the purchase price at the source, the Railway freight, handling cost (loading and unloading and local transportation within the State etc.) shall be taken into account.

ANASUYA DUTTA BARUAH,

Secretary to the Government of Assam,
Food, Civil Supplies & Consumer Affairs Department,
Dispur, Guwahati-6

ANNEXURE-A

DEED OF AGREEMENT

(TERMS AND CONDITIONS FOR APPOINTMENT OF HANDLING AGENT FOR PROCURING/HANDLING OF STATE ZONAL QUOTA OF SALT FOR ASSAM FROM WEST COAST AND ITS DESTINATIONS/DISTRIBUTING POINTS IN ASSAM AS PER ALLOTMENT (S) MADE BY THE STATE GOVERNMENT IN FOOD & CIVIL SUPPLIES DEPARTMENT DURING THE YEAR AGAINST THE ADVERTISEMENT MADE VIDE NOTICE NO.....DATED.....)

This DEED OF AGREEMENT is made on this theday ofin between the Governor of Assam (hereinafter called the First Party) of the one part.

AND

I, Sri.....son ofof M/S.....
.....District/Sub-Division.....Assam (hereinafter
called the Second Party) on the other part of the following terms and conditions:

1. WHEREAS, the First Party requires to import/procure State Zonal quota of Iodised salt from different location of West Coast for ultimate destination in Assam for storage and distribution in Assam against the State allocation(s) by the Second Party who is selected by the State Nominee/Agent as per select list published vide letter No.....dated.....to handle and import/procure the State Zonal quota of Iodised salt.

2. WHEREAS, the Second Party is selected as per select list and is placed in the category “ “ for allotment to import/procure iodised salt against State Zonal Quota and also to store as well as to distribute on behalf of the First Party for different places of Assam as per programme(s) to be made by the first party on the approval from the Railway Authority and the Salt Commissioner, Government of India, the parties hereto have agreed.

Now the parties to this agreement hereby mutually agree that :-

a) The Second Party shall deposit a sum of Rs.....(Rupees.....
.....only) [Rs.50,000/- (Rupees Fifty Thousand only) in case of Experienced Trader and Rs.20,000/- (Rupees Twenty Thousand only) in case of New Entrepreneurs] only in the shape of NSC/KVP/Fixed Deposit Receipt from.....(name of the Nationalised Bank of Assam Co-Operative Apex Bank as the case may be) duly pledged in favour of the Governor of Assam as security money. The security money shall be released by the First Party only after receipt of the arrival/disposal report from the concerned Deputy Commissioner.

b) The Second Party shall import salt of 75kg and 50kg per bag (net) and shall submit arrival report to the respective Deputy Commissioner/Sub-Divisional Officer, as well as the Commissioner, Food, Civil Supplies, Consumer Affairs and Legal Metrology, Assam and the Secretary to the Government of Assam, Food & Civil Supplies Department, Dispur.

c) The Second party shall act as wholesaler/distributor for disposal of salt consignment(s) in the area meant for under the control/supervision of the local Deputy Commissioner/Sub-

Divisional Officer as well as the Commissioner, Food, Civil Supplies, Consumer Affairs and Legal Metrology, Assam and disposal of salt to be made as per fixation of price(s) of salt as fixed by the State Government in the Food & Civil Supplies Department, Assam and thereto abode by the directives as may be issued/given by the Government/Commissioner, Food, Civil Supplies, Consumer Affairs and Legal Metrology, Assam from time to time.

d) The Second Party shall import only the standard quality salt mixed with potassium iodate content. In the case of iodised salt potassium iodate should be 25-35 part per million in the manufacturing level and at least 15 PPM (part per Million) at the consumption level and the Second Party shall use brand new gunny/polythene bags of standard size and specification.

e) The Second Party shall remain entirely binding to finance the dealing including placement of incents/wagons etc. till the consignments(s) is/are received/disposed off in the ultimate destination point in the State.

f) The Second Party shall remain binding to ensure that only good/standard quality of salt is imported by him/her/them and is fit for human consumption and shall engage independent Registered Surveyor(s) and Consultant for authentication of quality and quantity of salt consignment(s).

g) The Second Party shall avail of on behalf of the State Government, the facility 'C' priority Railway Wagons movement in bringing the State Quota of Zonal salt from loading stations to the ultimate destination(s) in Assam.

h) The Second Party shall bear the responsibility for transit, storage, missing, undercharges, damage etc., if any, in course of transportation and transshipment etc. and also while in storage in his/their custody/godown at the place of business in the State.

i) The First Party shall be the lawful owner of the salt consignment(s) to be imported/procured by the Second Party to the ultimate destination in Assam under the Agreement.

j) Second Party shall be binding to act as per provisions of the Salt Control Order(s) promulgated by the Government of India and the Assam Trade Articles (Licensing and Control) Order, 1982 for all intents and purposes.

k) (i) The Second Party shall arrange storage places within the State of Assam (particular place(s) to be determined by the First Party from time to time) and the salt shall be unloaded at the destination station(s) on arrival for distribution for which no separate charge shall be paid by the First Party.

k) (ii) No request from the Second Party for change of destination of salt rake, once allotted, shall be entertained without valid and sufficient reasons.

l) The Second Party/Dealer is allowed to sell 40% of his/her/their total arrival during the month by free sale at the Government fixed price to the licensed dealer(s) of the State and the 50% shall have to be placed at the disposal of local Deputy Commissioner/Sub-Divisional Officer(s) for arranging distribution through the Net-work of Public Distribution System/Meeting contingencies and the balance 10% shall be kept as rolling reserved of stock by the Second Party which can be disposed of by the Second Party/Dealer(s) on arrival of fresh stock, unless otherwise allowed by the State Government or the Commissioner, Food, Civil Supplies, Consumer Affairs and Legal Metrology, Assam. In case, the allottee(s) of the Deputy Commissioner/Sub-Divisional Officer(s) do not lift their/his allotted quantity within 25 (Twenty Five) days or if no allotment order sub-allocating the salt showing the list of nominees is made by the local Deputy Commissioner/Sub-Divisional Officer(s) after intimation of arrival(s) of salt stock(s) within 12 (Twelve) days, the Second Party/wholesaler(s) shall be at liberty to sell the stock(s) of such salt to any licensed dealer(s) of the State Government at fixed price for usual dealings. In case of selling R.Rs. the Second Party shall give preference to Co-Operative organizations and the Second Party may also act as wholesaler.

m) The Second Party/dealer(s) in case the Second Party sells the R.Rs. operating in Assam shall keep 10% rolling reserve stock of salt on arrival(s) for the Commissioner, Food, Civil Supplies, Consumer Affairs and Legal Metrology, Assam for meeting any exigencies which stock(s) can however be disposed off by the Second Party/Dealer(s) on arrival of fresh stock(s) or after 30 (Thirty) days whichever is earlier.

n) The Second Party i.e., the importers shall bring Zonal salt in 1 (one) kg. packet of 30% of their respective allotment. This norm of 30% salt is 1kg. Pkt. shall be applicable to both PDS and free salt segments out of the total allotment.

o) The surety/security deposit of the Second Party shall stand forfeited to the First Party in case of any violation of terms and conditions of the Agreement as well as any violation of any provision of the Assam Trade Articles (Licensing and Control) Order, 1982 etc. and also in the event of his/her/their failure to lift the allotted quota of salt.

p) The First Party reserve the rights to change the Policy of allotment under the prevailing circumstances, in case of any Policy decision taken by the State Government or by the Central Government and in that case the select list shall be treated as cancelled. In such case, the security money deposited by the Second Party shall be returned. In such state of affairs, no claim for any compensation thereto shall be entertained or shall be admissible.

q) The First Party reserve the right to cancel the Agreement of this contract or may include/delete any terms and condition(s) of the Agreement without notice and assigning any reason(s) thereof to the Second Party.

r) The Second Party is legally bound to submit all the statutory returns and to bear taxes etc. which are necessary as per different prevailing law/order/Act(s) etc.

s) The sale price of salt shall be the price(s) as fixed by the First Party from time to time.

t) The Second Party must possess valid import license of salt as per provision(s) of Assam Trade Articles (Licensing and Control) Order, 1982 for dealing in salt.

IN WITNESSES WHEREOF THE PARTIES HERETO HAVE PUT THEIR HANDS AND
SEALS SITTING TOGETHER ON THIS DAY OF _____

WITNESSES WITH FULL ADDRESSES :

1. _____

FIRST PARTY
(On Behalf of the Governor of Assam)

2 _____

SECOND PARTY